



TRANSMITTAL FORM

Application Number	10/615,551
Filing Date	July 08, 2003
First Named Inventor	Cecil Shu On Chan et al
Title	Stretch Frisbees
Group Art Unit	
Examiner Name	
Attorney Docket Number	MCHK/111/US

ENCLOSURES

- ☒ Amendment, Request and Fee to Delete and/or Add to Original Erroneously Named or Not Named Inventor(s) in - Nonprovisional Application - Declaration (37 C.F.R. §1.48(a)) ☐ Preliminary Amendment
- ☐ Information Disclosure Statement ☒ Postcard reflecting enclosures
- ☐ Other:
- ☒ It is hereby petitioned that any required extension of time be granted for filing the amendment. An extension of _____ month(s) having a fee of \$ _____ appears required.
- ☐ A check in the amount of \$ _____ is attached. Please credit any overpayment to Deposit Account 16-2563 of Alix, Yale & Ristas, LLP.

The Commissioner is hereby requested and authorized to charge Deposit Account 16-2563 of Alix, Yale & Ristas, LLP for any fee, not enclosed herewith, due for any reason in connection with the amendment or this or any other document accompanying the amendment, including (a) any filing fees under 37 CFR 1.16 for the presentation of extra claims and (b) any patent application processing fees under 37 CFR 1.17. *A duplicate copy of this sheet is attached.*

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or
Individual name

Guy D. Yale

Reg. No.

29,125

Signature

Date

December 22, 2003

Attorney's Docket No.

MCHK/111/US

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited on the date below with the United States Postal Service as first class mail in an envelope addressed to "Mail Stop Non-Fee Amendment, Commissioner for Patents, United States Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450."

Typed or Printed Name

Guy D. Yale

Reg. No.

29,125

Signature

Date:

December 22, 2003



PATENT
AMENDMENT, CORRECT INVENTORSHIP
Attorney Docket: MCHK/111/US

Application No.: 10/615,551 Group Art Unit:
Inventors: Cecil Shu On CHAN et al
Filed: July 08, 2003 Examiner:
Title: STRETCH FRISBEES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT, REQUEST AND FEE TO DELETE AND/OR
ADD TO ORIGINAL ERRONEOUSLY NAMED OR NOT NAMED
INVENTOR(S) IN – NONPROVISIONAL APPLICATION – DECLARATION
(37 C.F.R. §1.48(a))

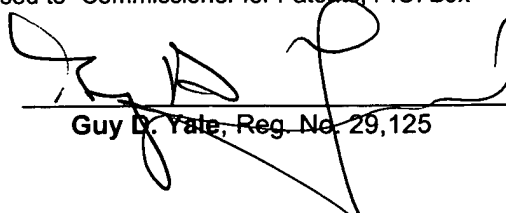
Sir:

37 C.F.R. §1.48(f)(1): "Nonprovisional application-filing executed oath/declaration corrects inventorship. If the correct inventor or inventors are not named on filing a nonprovisional application under §1.53(b) without an executed oath or declaration under §1.63 by any of the inventors, the first submission of an executed oath or declaration under §1.63 by any of the inventors during the pendency of the application will act to correct the earlier identification of inventorship. See §§ 1.41(a)(4) and 1.497(d) for submission of an executed oath or declaration to enter the national stage under 35 U.S.C. 371 and § 1.494 or § 1.495 naming an inventive entity different from the inventive entity set forth in the international stage."

Mailing Certificate

I hereby certify that this correspondence is being deposited on the date given below with the United States Post Office Service as First Class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450."

Date: December 22, 2003


Guy D. Yate, Reg. No. 29,125

01/06/2004 HTECKLU1 00000060 10615551

01 FC:1460

130.00 OP

1. This amendment and request is to correct the incorrect original naming of inventor(s) in the declaration under 37 C.F.R. §1.48(a) as set forth and filed on July 8, 2003.

2. Addition and/or Deletion of Inventors:

Please add the following previously unnamed persons as inventor(s) of this application:

Mark J. Chernick and Webb Nelson

3. Attachments

Attached is:

- (a) A statement from each person being added as an inventor that the error in inventorship occurred without deceptive intention on his or her part. (37 C.F.R. §1.48(a)(1)).
- (b) a declaration executed by each of the actual inventors as required by 37 C.F.R. §1.63 (or as permitted by §§ 1.42, 1.43, OR 1.47). (37 C.F.R. §1.48(a)(2))
- (c) written assent of the assignee, 37 C.F.R. 1.48(a)(4).

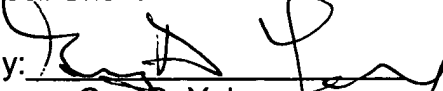
4. Fee Payment (37 C.F.R. §1.17(l) - \$130.00)

The fee required is paid as follows:

Attached is a check in the amount of **\$130.00**.

Please charge any additional fees required by this paper or credit any overpayment to Deposit Account 16-2563 of Alix, Yale & Ristas, LLP. A duplicate copy of this sheet is enclosed.

Respectfully Submitted,
Cecil Shu On CHAN et al

By: 

Guy D. Yale
Registration No. 29,125
Alix, Yale & Ristas, LLP
Attorney for Applicant

Date: December 22, 2003
750 Main Street
Hartford, CT 06103-2721
(860) 527-9211

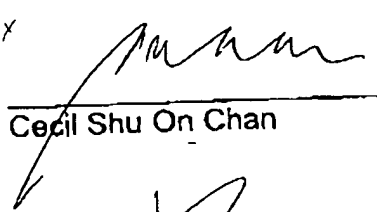
Our Ref: MCHK/111/US

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CECIL SHU ON CHAN and TAK KO WONG further state that:

We are the partial Assignees of United States Patent Application No. 10/615,551, filed on July 8, 2003, and hereby consent to the Change of Inventorship, under 37 C.F.R. §1.48(a).

(Date)

x 

Cecil Shu On Chan



(Signature) Witness

(Date)

x 

Tak Ko Wong



(Signature) Witness

STATEMENT OF ASSIGNORS AND ASSIGNEES CONCERNING THE CHANGE OF INVENTORSHIP

Attorney Docket: MCHK/111/US

ASSIGNMENT

WHEREAS, WE, 1) Cecil Shu On CHAN and 2) Tak Ko WONG both at Room 603, Futura Plaza, 111 How Ming Street, Kwun Tong, Kowloon, Hong Kong have invented new and useful improvements in

Stretch Frisbees

for which we are making application for Letters Patent of the United States, which application was executed by us on the 30th day of June 2003; and

WHEREAS, T.K. Wong & Associates Ltd., a Hong Kong organization, having a place of business at Room 603, Futura Plaza, 111 How Ming Street, Kwun Tong, Kowloon, Hong Kong, is desirous of acquiring the entire right, title and interest in and to said improvements and any Letters Patent which may be granted thereon;


NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of One Dollar (\$1.00) to us in hand paid and other good and valuable consideration, receipt of which is hereby acknowledged, We, the said Assignor, sell, assign and transfer to The Hong Kong Polytechnic University, its successors and assigns (hereinafter called "Assignee"), the entire right, title and interest in and to said improvements and in and to any Letters Patent which may be obtained thereon in the United States, together with said application and all divisional, continuing, substitute, renewal, reissue, and other applications for Letters Patent which have been or may be filed on said improvements in the United States, the same to be held and enjoyed by the Assignee for its and their sole use and behoof.

We hereby authorize and request the Commissioner of Patents and Trademarks to issue all Letters Patent of the United States on said improvements to the Assignee.

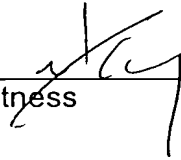
We further covenant and agree that when requested by the Assignee, and without further consideration, but at the cost and expense of the Assignee, We will execute and deliver all applications for patent on said improvements, execute all lawful oaths and other papers, supply to the Assignee all facts and evidence known to us relating to said improvements and the history and development thereof, testify in all interferences, suits, and other legal proceedings, and generally do everything rightful which the Assignee shall consider desirable for aiding in securing, maintaining, and enforcing proper patent protection for said improvements and for vesting the title to said improvements in the Assignee.


We further covenant that We have the lawful right to assign the interest in said improvements in the manner and form as herein expressed, that the interests herein conveyed are free from prior assignment, grant, mortgage, license, or other encumbrance whatsoever and that the execution of this Assignment is our own free act and deed.

Date: 30 June 2003


1) Cecil Shu On CHAN


2) Tak Ko WONG


Witness


Witness



STATEMENT OF MARK J. CHERNICK

I, Mark J. Chernick, hereby state that the inventorship error that omitted myself and Mr. Webb Nelson as inventors in United States Patent Application No. 10/615,551 filed July 8, 2003 and directed toward Stretch Frisbees occurred without deceptive intention.

Date: 11/16/03

Residence:

Mark J. Chernick
Mark J. Chernick
5728 N.E. 71st
Seattle, WA 98115, U.S.A.



STATEMENT OF WEBB NELSON

I, Webb Nelson, hereby state that the inventorship error that omitted myself and Mr. Mark J. Chernick as inventors in United States Patent Application No. 10/615,551 filed July 8, 2003 and directed toward Stretch Frisbees occurred without deceptive intention.

Date: 11/16/03

Residence:

^x
Webb Nelson
Webb Nelson
9716 Lakeshore Blvd. N.E.
Seattle, WA 98115, U.S.A.

ASSIGNMENT

WHEREAS, we, TK WONG & ASSOCIATES LTD, having offices at Room 603, Futura Plaza, 111 How Mins Street, Kwun Tong, Kowloon, Hong Kong SAR, People's Republic of China, have been assigned rights previously in new and useful improvements in

STRETCH FRISBEES

which improvements are included in United States Patent Application Number 10/615,551 filed on July 8, 2003; and

WHEREAS, Cecil Shu On Chan and Tak Ko Wong, both having residence at Room 603, Futura Plaza, 111 How Ming Street, Kwun Tong, Kowloon, Hong Kong SAR, People's Republic of China, is desirous of acquiring the entire right, title and interest in and to said improvements and any Letters Patent which may be granted thereon;

NOW, THEREFORE, TO ALL WHOM IT MAY CONCERN, be it known that for and in consideration of the sum of One Dollar (\$1.00) to us in hand paid and other good and valuable consideration, receipt of which is hereby acknowledged, we, the said TK WONG & ASSOCIATES, sell, assign and transfer to Cecil Shu On Chan and Tak Ko Wong, their successors and assigns (hereinafter called "Assignee"), the entire right, title and interest in and to said improvements and in and to any Letters Patent which may be obtained thereon in the United States, together with said application and all divisional, continuing, substitute, renewal, reissue, and other applications for Letters Patent which have been or may be filed on said improvements in the United States, the same to be held and enjoyed by the Assignee for its and their sole use and behoof.

We hereby authorize and request the Commissioner of Patents and Trademarks to issue all Letters Patent of the United States on said improvements to the Assignee.

We further covenant and agree that when requested by the Assignee, and without further consideration, but at the cost and expense of the Assignee, we will execute and deliver all applications for patent on said improvements, execute all lawful oaths and other papers, supply to the Assignee all facts and evidence known to us relating to said improvements and the history and development thereof, testify in all interferences, suits, and other legal proceedings, and generally do everything rightful which the Assignee shall consider desirable for aiding in securing, maintaining, and enforcing proper patent protection for said improvements and for vesting the title to said improvements in the Assignee.

We further covenant that we have the lawful right to assign the interest in said improvements in the manner and form as herein expressed, that the interests herein conveyed are free from prior assignment, grant, mortgage, license, or other encumbrance whatsoever and that the execution of this Assignment is our own free act and deed.

Date _____


Authorized Officer of
TK WONG & ASSOCIATES LTD

CECIL CHAN

Print Name

DIRECTOR

Title

Date: _____


Witness

MOON CHEUNG

Please Print or Type Witness Name

Date: _____


Witness

C H HO

Please Print or Type Witness Name

Assignment of Right, Title and Interest in Real Estate From TK Wong & Associates Ltd.



Type a plus sign (+) inside this box → [+]

Page 1

DECLARATION <input type="checkbox"/> Declaration Submitted With Initial Filing <input checked="" type="checkbox"/> Signed Declaration Submitted After Initial Filing	Attorney Docket	MCHK/111/US
	First Named Inventor	Cecil Shu On CHAN et al
	COMPLETE IF KNOWN	
	Application Number	10/615,551
	Filing Date	July 8, 2003
	Group Art Unit	NA
	Examiner Name	NA

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

STRETCH FRISBEES

the specification of which

☐ is attached hereto

OR

☒ was filed on (MM/DD/YYYY) July 8, 2003 as United States Application Number 10/615,551 and was amended on (MM/DD/YYYY) _____ (if applicable).

I hereby state that I have reviewed and understood the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Codes of Federal Regulations, § 1.56.

I hereby claim foreign priority under Title 35, United States Code § 119 (a)-(d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Numbers	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Copy Attached Yes No
			[] [X]	[] [] [] []

[] Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119 (a) of any United States provisional application(s) listed below:

Application Number(s)	Filing Date (MM/DD/YY)	
		[] Additional provisional application numbers are listed on a supplemental priority sheet attached hereto.

DECLARATION

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Title Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

U.S. Parent Application Number	PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐ Additional U.S. or PCT International application numbers are listed on a supplementary priority sheet attached hereto:

As a named inventor, I hereby appoint in the registered practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office therewith, and direct that all correspondence be addressed to that Customer Number:


Firm Name: **Alix, Yale & Ristas, LLP**

Customer Number: **002543**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor ☐ A petition has been filed for this unsigned inventor

Given Name	Cecil	Middle Initial	Shu On	Family Name	CHAN	Suffix	
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Inventor's Signature		Date	
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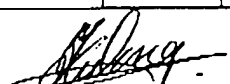
RESIDENCE: City	Hong Kong SAR	State		Country	People's Republic of China	Citizenship	HKSAR
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POST OFFICE ADDRESS	Room 603, Futura Plaza, 111 How Ming Street, Kwun Tong, Kowloon, Hong Kong
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City		State		ZIP		Country		Applicant Authority	
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Name of Additional Joint Inventor, if any: ☐ A petition has been filed for this unsigned inventor

Given Name	Tak	Middle Initial	Ko	Family Name	WONG	Suffix	
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Inventor's Signature		Date	
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RESIDENCE: City	Hong Kong SAR	State		Country	People's Republic of China	Citizenship	HKSAR
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POST OFFICE ADDRESS	Room 603, Futura Plaza, 111 How Ming Street, Kwun Tong, Kowloon, Hong Kong
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City		State		ZIP		Country		Applicant Authority	
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☒ Additional inventors are being named on supplemental sheet(s) attached hereto.

Name of Additional Inventor										[] A petition has been filed for this unsigned inventor									
Given Name	Mark			Middle Initial	J.			Family Name	CHERNICK			Suffix							
Inventor's Signature	<i>Mark J. Chernick</i>										Date	11/16/03							
RESIDENCE: City	Seattle			State	WA			Country	USA			Citizenship	USA						
POST OFFICE ADDRESS	5728 N.E. 71 st , Seattle, WA 98115, U.S.A.																		
City				State				ZIP				Country							
												Applicant Authority							
Name of Additional Joint Inventor, if any:										[] A petition has been filed for this unsigned inventor									
Given Name	Webb			Middle Initial				Family Name	NELSON			Suffix							
Inventor's Signature	<i>Webb Nelson</i>										Date	11/16/03							
RESIDENCE: City	Seattle			State	WA			Country	USA			Citizenship	USA						
POST OFFICE ADDRESS	9715 Lakeshore Blvd. N.E., Seattle, WA 98115, USA																		
City				State				ZIP				Country							
												Applicant Authority							
<input type="checkbox"/> Additional inventors are being named on supplemental sheet(s) attached hereto.																			